



ORIGINAL

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. _____

Attorney for: The Estate of Gary Joseph Friese (Joseph J Friese
- Pro Se Representative) Appellant

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FILED

MAR 06 2023

Bowen Greenwood
Clerk of Supreme Court
State of Montana

Plaintiff/Petitioner

Appellant or Appellee

v Notice of Appeal

Defendant/Respondent

Appellant or Appellee

NOTICE is given that Joseph J Friese, the Appellant above named and who is the plaintiff (plaintiff/petitioner/ or other designation) in that cause of action filed in the Ninth Judicial District, in and for the County of Pondera, its Cause No. DV-2021-28 hereby appeals to the Supreme Court of the State of Montana from the final judgement or order entered in such action on the 17th day of February, 2023.

THE APPELLANT FURTHER CERTIFIES:

1) That this appeal is not subject to the mediation process required by M.R. App P.7. If subject to mediation, the money judgment being sought is not less than \$5000.

2) That this appeal is is not an appeal from an order certified as final under M.R. Civ. P. 54(b). If this is such an appeal, a true copy of the District Courts certification order is attached hereto as Exhibit "A".

3) That all available transcripts of the proceedings in the cause DV-2021-28 have been have not been ordered from the court reporter contemporaneously with the filing of this notice of appeal. If all available transcripts have not been ordered, that Appellant has complied with the provisions of M.R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.

4) That included herewith is the filing fee prescribed by statute, or the affidavit to proceed in the Appendix of Forms as Form 3.

Dated this 1st day of March, 2023.

CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of District Court, each attorney of record, each court reporter from a transcript will be ordered, and each party not represented by an attorney in the above referenced District Court action, as follows:

Laurie Eisenzimer
Barbara C. Harris

Clerk of District Court
Montana Legal Services Association

Bozeman County
1010 Helena Ave Suite 100

20 4th Ave SW
Helena, MT, 59601

Conrad MT 59425

Dated this 1st day of March 2023

Joseph J. Friese

Joseph J. Friese
Representative for Appellant